

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff(s),

CASE NUMBER: 04-80335

HONORABLE VICTORIA A. ROBERTS

v.

CURTIS ELLISON D-3,

Defendant(s).

\_\_\_\_\_ /

**ORDER ADOPTING REPORT AND RECOMMENDATION**  
**OF THE MAGISTRATE JUDGE**

On June 27, 2005, Magistrate Judge Virginia M. Morgan submitted a Report and Recommendation [**Doc. 120**] recommending that the Court deny Defendant's Motion to Quash and/or Dismiss the First Superseding Indictment [**Doc. 70**]. A Supplemental Report and Recommendation [**Doc. 144**] was entered on August 19, 2005 in order to provide a written opinion. Because the Court has not received objections from either party within the time frame provided for in 28 U.S.C. § 636(b)(1) and E.D. Mich. LR 72.1(d)(3), the Court adopts the Magistrate Judge's Report and Recommendation. The Court, therefore, **DENIES** Defendant's Motion to Quash and/or Dismiss the First Superseding Indictment.

**IT IS SO ORDERED.**

S/Victoria A. Roberts

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Victoria A. Roberts

United States District Judge

Dated: September 21, 2005

The undersigned certifies that a copy of this document was served on the attorneys of record by electronic means or U.S. Mail on September 21, 2005.

s/Carol A. Pinegar \_\_\_\_\_  
Deputy Clerk